IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 105 of 1991

For Approval and Signature:

HON'BLE MR.JUSTICE R.K.ABICHANDANI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

HUSENBHAI FIDAHUSSAIN

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 105 of 1991

MR ARUN H MEHTA for Petitioner No. 1-3

MR RC KODEKAR, AGP for Respondent No. 1-2

DELETED for Respondent No. 3-5

CORAM : HON'BLE MR.JUSTICE R.K.ABICHANDANI

Date of decision: 25/06/2004

ORAL JUDGEMENT

The learned counsel for the petitioners submits that in view of the provisions of Section-4 of the Urban

Land (Ceiling & Regulation) Repeal Act, 1999, the proceedings relating to the order made under the Act have abated and, therefore, the petition has become infructuous. The learned counsel also states that possession of the land in question has not been taken over. It is pointed out that there was ad-interim stay granted in terms of para-12(C) of the petition staying further proceedings in the matter. In this view of the matter, the petition is disposed of as having become infructuous. Rule is discharged with no order as to costs. Ad-interim relief stands vacated with liberty to move in case of difficulty.

[R.K. ABICHANDANI, J.]

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